

Honorable John C. Coughenour



**JAN 13 2005**

AT SEATTLE  
CLERK U.S. DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
BY DEPUTY

UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WASHINGTON

PACIFIC LEGAL FOUNDATION  
10940 NE 33rd Place, Suite 109  
Bellevue, WA 98004  
(425) 576-0484 FAX (425) 576-9565

WASHINGTON TOXICS COALITION, et  
al.,

Plaintiffs,

v.

UNITED STATES DEPARTMENT OF  
INTERIOR, et al.,

Defendants

and

CROPLIFE AMERICA

Defendant-Intervenor

and

WASHINGTON FRIENDS OF FARMS  
AND FORESTS,

Proposed Intervenor-

Applicants.

No. 04-CV-01998

**DECLARATION OF HEATHER HANSEN  
IN SUPPORT OF INTERVENTION**



04-CV-01998-DECL

DEC. OF HEATHER HANSEN  
IN SUPPORT OF INTERVENTION

1 I, Heather Hansen, declare as follows:

2 1. I am the Executive Director of Washington Friends of Farms and Forests, a trade  
3 association serving as the voice for 200 members from across Washington, including farmers,  
4 foresters, commodity groups, lawn and tree care companies, food processors, golf courses, and  
5 dealers of pest control products and applicators.

6 2. The use of pest control and crop protection products is an integral part of on-the-  
7 ground agricultural and horticultural practices due to the annual, urgent, and immediate need to  
8 control pests, fungus, and noxious weeds. Failure to use necessary pest management products will  
9 harbor the pests, fungus and/or disease and spread it to the rest of the crop, thereby destroying the  
10 entire crop and, consequently, the viability of pursuing future crops. Accordingly, ensuring the  
11 continued availability of registered pest control products is essential to a grower's continued  
12 existence.

13 3. If the Plaintiffs successfully invalidate the counterpart regulations, growers'  
14 livelihoods will suffer under generic, ill-designed regulations. Lesser regulations would needlessly  
15 restrict use of environmentally safe pest control products, threatening the viability of agriculture  
16 and horticulture in Washington State.

17 4. Washington growers are highly sensitive to negative impacts to their farms, ranches,  
18 land, and small businesses. A dysfunctional regulatory system would directly and immediately  
19 impact growers' access to pest control and crop protection products and increase production costs  
20 to devastating levels. In addition, many growers have combined to contribute millions of dollars  
21 developing integrated pest management systems which lessen reliance on the most toxics products.  
22 Even a relatively minor negative change in regulation could wreak havoc on these systems.

23 5. Washington Friends of Farms and Forests, and other organizations, participated with  
24 CropLife as intervenor-defendants in the previous litigation, *see Washington Toxics Coalition v.*  
25 *EPA*, No. C01-0132C (W.D. Wash.). However, differences between the parties experienced in the  
26 previous litigation, in part, led to Washington Friends of Farms and Forests seeking to intervene  
27 apart from CropLife on behalf of its unique interests in the current litigation.

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1 I declare under penalty of perjury under the laws of the State of Washington that the  
2 foregoing is true and correct to the best of my knowledge and that this declaration was executed  
3 the 10th day of January, 2005.  
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7 HEATHER HANSEN

8 Washington Friends of Farms and Forests  
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